

## AMENDMENTS TO THE CLAIMS

**Claim 1 (Currently Amended)** A key delivery apparatus that manages a decryption key for decrypting an encrypted content and manages a supplyable number, which is a number indicating a number of times the decryption key can be supplied to a terminal apparatus connected to a network, the key delivery apparatus comprising:

a receiving unit operable to receive, from the terminal apparatus, a supply request, which is a request for the decryption key;

a supply determining unit operable, if the terminal apparatus is a legitimate supply target, to determine whether the terminal apparatus is a terminal apparatus of a first-type that manages a content-usage period, and whether the terminal apparatus is a terminal apparatus of a second-type that does not manage the content-usage period; and

a key supply unit operable, if the supplyable number indicates that the decryption key can be supplied, to supply, to the terminal apparatus, (i) the decryption key and a key-usage period, which imposes a restriction on usage of content and is related to ~~of~~ the decryption key, if the supply determining unit determines that the terminal apparatus is of the first-type, and (ii) the decryption key, without the key-usage period such that a restriction on usage of content is not imposed on the terminal apparatus, if the supply determining unit determines that the terminal apparatus is of the second-type, wherein

the supply determining unit determines that the terminal apparatus is of the first-type if the terminal apparatus records the encrypted content, the decryption key, and the key-usage period onto a portable recording medium.

**Claim 2 (Previously Presented)** The key delivery apparatus of claim 1, wherein:

the network is a home network connected to an external network;

content is received from outside the home network; and

the key delivery apparatus determines whether each terminal apparatus connected to the home network is a legitimate supply target.

**Claim 3 (Previously Presented)** The key delivery apparatus of claim 1, further comprising:

a key-information storage unit operable to store the key-usage period subsequent to the key supply unit supplying the decryption key and the key-usage period to the terminal apparatus of the first-type;

a period determining unit operable to determine whether the key-usage period has expired; and

a time management unit operable to add “1” to the supplyable number when the period determining unit determines that the key-usage period has expired.

**Claim 4 (Previously Presented)** The key delivery apparatus of claim 3, further comprising:

a date-time storage unit operable to store at least one of a first group and a second group, the first group including (i) date-time information indicating the key-usage period and a supply date-time of the decryption key, and (ii) identification information indicating the supply target to be the terminal apparatus of the first-type, and the second group including (i) date-time information indicating the supply date-time of the decryption key, and (ii) identification information indicating the supply target to be the terminal apparatus of the second-type;

a date-time determining unit operable to determine whether a present date-time has reached the supply date-time; and

a date-time supply unit operable, when the data time determining unit determines that the present date-time has reached the supply date-time, to supply the decryption key and the key-usage period to the terminal apparatus of the first-type or supply the decryption key to the terminal apparatus of the second-type, based on the identification information.

**Claim 5 (Previously Presented)** The key delivery apparatus of claim 4, further comprising:

a search requesting unit operable to transmit, to the terminal apparatus of the first-type and the terminal apparatus of the second-type, search information identifying the decryption key; and

a proprietary information receiving unit operable to receive information indicating whether the decryption key is stored by the terminal apparatus of the first-type or the terminal apparatus of the second-type.

**Claim 6 (Previously Presented)** The key delivery apparatus of claim 5, wherein:

the key delivery apparatus stores secret information, which is information to be used as a reference when determining whether the terminal apparatus is the legitimate supply target;

the supply determining unit includes an authentication subunit operable to determine whether the terminal apparatus is storing the secret information; and

the supply determining unit determines that the terminal apparatus is the legitimate supply target when the supply determining unit determines that the terminal apparatus is storing the secret information.

**Claim 7 (Previously Presented)** The key delivery apparatus of claim 6, wherein:

the key supply unit includes a remaining number determining subunit operable to determine whether the supplyable number is greater than a predetermined reference number; and

the key supply unit determines that the supplyable number indicates that the decryption key can be supplied when the key supply unit determines that the supplyable number is greater than the predetermined reference number.

**Claim 8 (Previously Presented)** The key delivery apparatus of claim 7, wherein:

the key supply unit further includes an encryption subunit operable (i) to encrypt the decryption key and the key-usage period when the decryption key and the key-usage period are to be supplied to the terminal apparatus of the first-type, and (ii) to encrypt the decryption key when the decryption key is to be supplied to the terminal apparatus of the second-type; and

the key supply unit, when the key supply unit determines that the supplyable number indicates that the decryption key can be supplied, supplies to the terminal apparatus, (i) the encrypted decryption key and the encrypted key-usage period when it is determined that the

terminal apparatus is of the first-type, and (ii) the encrypted decryption key when it is determined that the terminal apparatus is of the second-type.

**Claim 9 (Previously Presented)** The key delivery apparatus of claim 8, further comprising:

- a historical information storage unit operable to store historical information indicating a connection date-time of the terminal apparatus of the first-type;

- a connection determining unit operable to determine, using the connection date-time, whether the terminal apparatus of the first-type was connected to the network within a predetermined connection period; and

- a connection management unit operable to add “1” to the suppliable number when it is determined that the terminal apparatus of the first-type was not connected to the network within the predetermined connection period.

**Claim 10 (Previously Presented)** The key delivery apparatus of claim 8, further comprising:

- a frequency storage unit operable to store a usage frequency of the decryption key by the terminal apparatus of the first-type;

- a frequency determining unit operable to determine whether the usage frequency has reached a predetermined reference frequency; and

- a connection management unit operable to add “1” to the suppliable number when it is determined that the usage frequency has reached the predetermined reference frequency.

#### **Claims 11-16 (Cancelled)**

**Claim 17 (Currently Amended)** A portable recording medium that receives a supply of a decryption key, for decrypting an encrypted content, from a key delivery apparatus that manages the decryption key, the portable recording medium comprising:

- a key reception unit operable to receive the decryption key and a key-usage period of the decryption key from the key delivery apparatus, when the key delivery apparatus determines that supplying the decryption key to the portable recording medium is possible;

a key-information storage unit operable to store the decryption key and the key-usage period;

~~—— a period-determining unit operable to determine whether the key-usage period has expired; and~~

~~a deletion unit operable to delete the decryption key and the key-usage period when the period-determining unit determines that the key-usage period has expired~~

~~a proprietary determining unit operable to receive, from the key delivery apparatus, search information identifying the decryption key, and operable to determine whether the decryption key is stored on the portable recording medium based on the search information; and~~

~~a proprietary notifying unit operable to transmit, to the key delivery apparatus, information indicating that the decryption key is stored on the portable recording medium, the information indicating that the decryption key is stored on the portable recording medium being transmitted when the proprietary determining unit determines that the decryption key is stored on the portable recording medium.~~

## **Claims 18-20 (Cancelled)**

**Claim 21 (Currently Amended)** A key delivery system comprising:

a key delivery apparatus that manages a decryption key for decrypting an encrypted content and manages a suppliable number, which is a number indicating a number of times the decryption key can be supplied to a terminal apparatus connected to a network;

a first-type terminal apparatus that manages a content-usage period; and

a second-type terminal apparatus that does not manage the content-usage period, wherein:

the key delivery apparatus includes:

a receiving unit operable to receive, from the terminal apparatus, a supply request, which is a request for the decryption key;

a supply determining unit operable, if the terminal apparatus is a legitimate supply target, to determine whether the terminal apparatus is a terminal apparatus of the first-type and whether the terminal apparatus is a terminal apparatus of the second-type; and

a key supply unit operable, if the supplyable number indicates that the decryption key can be supplied, to supply<sub>2</sub> to the terminal apparatus, (i) the decryption key and a key-usage period which imposes a restriction on usage of content and is related to~~of~~ the decryption key<sub>2</sub> if the supply determining unit determines that the terminal apparatus is of the first-type, and (ii) the decryption key, without the key-usage period such that a restriction on usage of content is not imposed on the terminal apparatus, if the supply determining unit determines that the terminal apparatus is the second-type;

the supply determining unit determines that the terminal apparatus is of the first-type if the terminal apparatus records the encrypted content, the decryption key, and the key-usage period onto a portable recording medium;

the first-type terminal apparatus receives, from the key delivery apparatus, and store the decryption key and the key-usage period; and

the second-type terminal apparatus receives the decryption key from the key delivery apparatus, and use the decryption key for content usage.

**Claim 22 (Currently Amended)** A key supply method of using a key delivery apparatus that manages a decryption key for decrypting an encrypted content and manages a supplyable number, which is a number indicating a number of times the decryption key can be supplied to a terminal apparatus connected to a network, the key supply method comprising:

receiving, from the terminal apparatus, a supply request, which is a request for the decryption key;

determining, if the terminal apparatus is a legitimate supply target, whether the terminal apparatus is a terminal apparatus of a first-type that manages a content-usage period and whether the terminal apparatus is a terminal apparatus of a second-type that does not manage the content-usage period; and

supplying<sub>2</sub> to the terminal apparatus, if the supplyable number indicates that the decryption key can be supplied, (i) the decryption key and a key-usage period which imposes a restriction on usage of content and is related to~~of~~ the decryption key<sub>2</sub> if the determining determines that the terminal apparatus is of the first-type, and (ii) the decryption key, without the

key-usage period such that a restriction on usage of content is not imposed on the terminal apparatus, if the determining determines that the terminal apparatus is of the second-type.

**Claim 23 (Cancelled)**

**Claim 24 (Currently Amended)** A computer-readable recording medium storing a key supply computer program used by a key delivery apparatus that manages a decryption key for decrypting an encrypted content and manages a suppliable number, which is a number indicating a number of times the decryption key can be supplied to a terminal apparatus connected to a network, the key supply computer program causing the key delivery apparatus to execute a method comprising:

receiving, from the terminal apparatus, a supply request which is a request for the decryption key;

determining, if the terminal apparatus is a legitimate supply target, whether the terminal apparatus is a terminal apparatus of a first-type that manages a content-usage period and whether the terminal apparatus is a terminal apparatus of a second-type that does not manage the content-usage period; and

supplying, to the terminal apparatus, if the suppliable number indicates that the decryption key can be supplied, (i) the decryption key and a key-usage period which imposes a restriction on usage of content and is related to ~~of~~ the decryption key, if the determining determines that the terminal apparatus is of the first-type, and (ii) the decryption key, without the key-usage period such that a restriction on usage of content is not imposed on the terminal apparatus, if the determining determines that the terminal apparatus is of the second-type.